

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NSC Investment, LLC and TGC/Korea Operating,  
LLC,

Plaintiffs,

-v-

POSCO Engineering & Construction Co., Ltd.,

Defendant.

Civil Action No. 19-CV-02498 (JGK)

**DECLARATION OF TATIANA SAINATI**

**TATIANA SAINATI** declares, under penalty of perjury, pursuant to 28 U.S.C. § 1746, that the following is true and correct:

1. I am a member of the law firm Wiley Rein LLP and serve as counsel for Plaintiffs.
2. I have been admitted to this Court to practice *pro hac vice* on this matter.
3. I make this declaration in support of Plaintiffs' Opposition to Defendant's Motion to Dismiss.
4. Attached hereto as Exhibit 1 is a true and correct copy of an email from Gregory M. Williams to Anthony Candido.
5. Attached hereto as Exhibit 2 is a true and correct copy of a letter from Gregory M. Williams to Anthony Candido.
6. Attached hereto as Exhibit 3 is a true and correct copy of the Declaration of Stanley C. Gale.
7. Exhibit 4 is a true and correct copy of POSCO E&C's Answer and Counterclaim submitted to the ICC Tribunal on May 27, 2019, which Plaintiffs have moved to file under seal.

If the motion to file under seal is granted, then Plaintiffs will file Exhibit 4 under seal forthwith.

If the motion to file under seal is denied, then Plaintiffs will file Exhibit 4 on the docket forthwith.

8. Attached hereto as Exhibit 5 is a true and correct copy of the Declaration of Professor Keechang Kim.

9. I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 18, 2019.

/s/ Tatiana Sainati  
TATIANA SAINATI

**CERTIFICATE OF SERVICE**

I hereby certify that, on November 18, 2019, a true and correct copy of the foregoing was filed and served electronically through the Court's CM/ECF system.

/s/ Tatiana Sainati  
Tatiana Sainati